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JUN 02 2006

OFFICE OF PETITIONS

In re Application of	:	
Mohamed M. Haq	:	
Application No. 09/918,413	:	DECISION ON PETITION
Filed: July 30, 2001	:	TO WITHDRAW
Attorney Docket No. 069089.0103	:	FROM RECORD
	:	

This is a decision on the request to withdraw as attorney or agent of record under 37 CFR § 1.36(b), filed April 6, 2006.

The request is **NOT APPROVED**.


A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 CFR § 1.136(a). Finally, a proper reason for the withdrawal as enumerated in 37 CFR § 10.40(b) or subsection (1)-(6) of 37 CFR § 10.40(c) must be provided.

The Office cannot approve the request at this time since the request does not meet any of the conditions under the mandatory or permissive categories enumerated in 37 CFR 10.40. Section 10.40 of Title 37 of the Code of Federal Regulation states, "[a] practitioner shall not withdraw from employment in a proceeding before the Office without permission from the Office[.]" More specifically, 37 CFR 10.40 states, "[i]f paragraph (b) of this section is not applicable, a practitioner may not request permission to withdraw in matters pending before the Office unless such request or such withdrawal is" for one the permissive reasons listed in 37 CFR § 10.40(c). The reason set forth in the request does not meet any of the conditions set forth in 37 CFR 10.40.

All future communications from the Office will continue to be directed to the above-listed address until otherwise notified by applicant. A courtesy copy of this decision is being mailed to the address noted on the request to withdraw. However, if Mr. Marc A. Sockol wishes to receive future correspondence regarding this application, the appropriate power of attorney documents must be submitted.

A review of the file record discloses that a reply to the non-final Office action of January 19, 2006, was received on May 10, 2006. Accordingly, Technology Center AU 2166 will take this case up for action in the normal course of business.

Telephone inquiries concerning this decision should be directed to the undersigned at 571-272-3218.


Frances Hicks
Petitions Examiner
Office of Petitions

cc:

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